## No. 32

# **MICHIGAN SENATE**

## DAILY CALENDAR

WEDNESDAY, APRIL 17, 2002 10:00 a.m.

#### MESSAGES FROM THE HOUSE

— 1 ——

#### SB 451 Sen. Schuette

Insurance; health; timely payment of health care benefits; provide for and establish penalties for noncompliance.

Amends sec. 2006 of 1956 PA 218 (MCL 500.2006).

I.E. House, February 28, 2002.

Returned from House with substitute (H-1), Tuesday, March 5: laid over under the rules.

Committee recommended I.E.

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## SB 452 Sen. Schuette

Insurance; health care corporations; timely payment of health care benefits; provide for and establish penalties for noncompliance.

Amends sec. 403 of 1980 PA 350 (MCL 550.1403).

I.E. House, February 28, 2002.

Returned from House with amendment, Tuesday, March 5; laid over under the rules.

For House amendment, see Senate Journal No. 19, page 479.

Committee recommended I.E.

<del>\_\_\_</del> 3 <del>\_\_\_\_</del>

## SB 934 Sen. Gougeon

Aeronautics; other; criminal background checks on applicants for flight schools; require.

Amends sec. 85 of 1945 PA 327 (MCL 259.85) & adds sec. 85a.

I.E. House, March 21, 2002.

Returned from House with amendments, Thursday, March 21; laid over under the rules.

For House amendments, see Senate Journal No. 27, page 748.

Committee recommended I.E.

4

## **HB** 5411 Rep. Mortimer

Local government; bonds; bonding authority of the revised school code; modify.

Amends sec. 1225 of 1976 PA 451 (MCL 380.1225).

I.E. House, February 5, 2002.

I.E. Senate, March 21, 2002.

Returned from House with amendment to Senate substitute (S-1), Tuesday, April 16; laid over under the rules.

For House amendment, see Senate Journal No. 31, page 896.

## **CONFERENCE REPORTS**

\_\_\_\_\_ 5 \_\_\_\_\_

## SJR D Sen. McCotter

State; employees and officers; adoption of state officers compensation commission recommendation for next legislative session; require legislature approval.

Amends sec. 12, art. IV of the state constitution.

Conference report received in the Senate, Wednesday, October 24, 2001; laid over under the rules.

For text of conference report, see Senate Journal No. 74 of 2001, page 1873.

Adoption pending.

#### THIRD READING OF BILLS

6

## SB 503 Sen. Garcia

Financial institutions; other; regulation of deferred presentment service transaction; provide for.

Creates new act.

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-7).

For Senate amendment, see Senate Journal No. 73 of 2001, page 1852.

**Committee recommended I.E.** 

7

#### SB 891 Sen. McCotter

Legislature; auditor general; reference to auditor general regarding brine pipeline companies; eliminate.

Amends secs. 22, 23 & 24 of 1881 PA 182 (MCL 483.222 et seq.).

Reported by Committee on Government Operations. Committee recommended I.E.

## SB 893 Sen. McCotter

Legislature; auditor general; reference to auditor general in the revised judicature act of 1961; eliminate.

Amends secs. 2123, 2558, 6458 & 6461 of 1961 PA 236 (MCL 600.2123 et seq.).

Reported by Committee on Government Operations. Committee recommended I.E.

9

## SB 917 Sen. McCotter

Legislature; auditor general; reference to duties of the auditor general regarding certain purchases of state land; eliminate.

Amends secs. 1, 2, 3 & 4 of 1907 PA 130 (MCL 211.451 et seq.).

Reported by Committee on Government Operations. Committee recommended I.E.

### THIRD READING OF BILLS

\_\_\_\_\_ 10 \_\_\_\_\_

## SB 1030 Sen. McCotter

Crimes; other; provisions relating to prize fighting; repeal.

Repeals secs. 442, 443, 444, 445, 446 & 447 of 1931 PA 328 (MCL 750.442 et seq.).

Reported by Committee on Government Operations. Committee recommended I.E.

## SB 1031 Sen. McCotter

Criminal procedure; sentencing guidelines; sentencing guidelines for crimes of prize fighting and training for prize fighting; eliminate.

Amends sec. 16v, ch. XVII of 1927 PA 175 (MCL 777.16v).

Reported by Committee on Government Operations. Committee recommended I.E.

<del>\_\_\_\_ 12 \_\_\_\_\_</del>

#### SB 1036 Sen. McCotter

Vehicles; other; prohibition against displaying an emblem or insignia on motor vehicles; limit application to certain fraternal and nonprofit organizations.

Amends sec. 3 of 1929 PA 269 (MCL 430.53).

Reported by Committee on Government Operations. Committee recommended I.E.

\_\_\_\_ 13 \_\_\_\_\_

### **HB** 4874 Rep. Stamas

Civil rights; privacy; disclosure of certain information regarding students of public schools, public universities, public school academies, and other educational institutions; exempt from freedom of information act.

Amends sec. 13 of 1976 PA 442 (MCL 15.243).

I.E. House, July 11, 2001.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 14 \_\_\_\_\_

### SB 1204 Sen. Koivisto

Taxation; other; state tax on low grade iron ore; reduce and modify.

Amends secs. 3 & 4 of 1951 PA 77 (MCL 211.623 & 211.624).

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 15 \_\_\_\_\_

## HB 5102 Rep. Faunce

Corrections; other; short title for department of corrections act; provide for.

Amends 1953 PA 232 (MCL 791.201 - 791.283) by adding sec. 1a.

I.E. House, October 4, 2001.

Reported by Committee on Judiciary.

Committee recommended I.E.

#### THIRD READING OF BILLS

<del>\_\_\_\_ 16 \_\_\_\_\_\_</del>

## HB 5298 Rep. Koetje

Criminal procedure; mental capacity; "guilty but mentally ill" provisions; revise to conform with insanity statute. Amends sec. 36, ch. VIII of 1927 PA 175 (MCL 768.36).

I.E. House, February 14, 2002.

For House amendment, see House Journal No. 12, page 205.

Reported by Committee on Judiciary.

**Committee recommended I.E.** 

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## HB 5440 Rep. Faunce

Crimes; assaultive; assault causing the bodily injury, serious injury, or death of a peace officer; prohibit and establish penalties.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 81d.

**I.E. House, February 14, 2002.** 

House substitute (H-2).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

— 18 ——

## HB 5441 Rep. Julian

Criminal procedure; sentencing guidelines; sentencing guidelines for crimes of assaulting, seriously injuring, causing the bodily injury of, or causing the death of a peace officer; provide for.

Amends sec. 16d, ch. XVII of 1927 PA 175 (MCL 777.16d).

I.E. House, February 14, 2002.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_\_ 19 \_\_\_\_\_

## HB 5442 Rep. Kooiman

Crimes; assaultive; penalties for assaulting, beating, or wounding an officer other than a peace officer; establish.

Amends secs. 479 & 479a of 1931 PA 328 (MCL 750.479 & 750.479a).

I.E. House, February 14, 2002.

House substitute (H-4).

Reported by Committee on Judiciary.

Senate substitute (S-1).

For Senate amendments, see Senate Journal No. 31, page 897.

**Committee recommended I.E.** 

\_\_\_\_ 20 \_\_\_\_\_

## HB 5443 Rep. Basham

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of assaulting, beating, or wounding officers other than peace officers; provide for.

Amends sec. 16x, ch. XVII of 1927 PA 175 (MCL 777.16x).

I.E. House, February 14, 2002.

House substitute (H-2).

Reported by Committee on Judiciary.

Senate substitute (S-1).

For Senate amendment, see Senate Journal No. 31, page 897.

Committee recommended I.E.

#### THIRD READING OF BILLS

— 21 ———

## **HB** 5601 Rep. Kowall

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of endangering emergency response worker: enact.

Amends sec. 16x, ch. XVII of 1927 PA 175 (MCL 777.16x).

I.E. House, March 7, 2002.

House substitute (H-2).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

### **GENERAL ORDERS**

\_\_\_\_\_ 22 \_\_\_\_\_\_

## **HB** 4698 Rep. Allen

Economic development; brownfield redevelopment authority; work plan approval; establish criteria.

Amends sec. 15 of 1996 PA 381 (MCL 125.2665).

I.E. House, May 24, 2001.

House substitute (H-2).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 23 \_\_\_\_\_

### SB 750 Sen. Gast

State; funds; budget stabilization fund withdrawal; allow. Amends sec. 353c of 1984 PA 431 (MCL 18.1353c).

Reported by Committee on Appropriations.

For Senate amendment, see Senate Journal No. 76 of 2001, page 1910.

**Committee recommended I.E.** 

\_\_\_\_ 24 \_\_\_\_\_

## SB 444 Sen. Bennett

Higher education; community colleges; scheduling, conducting, and canvassing of community college elections; revise procedures.

Amends secs. 2, 17, 21, 32, 34, 34a, 36, 37, 38, 39, 42, 51, 52, 54, 55, 56, 57, 58, 59, 62, 83, 84, 86, 105, 107, 122, 144 & 152 of 1966 PA 331 (MCL 389.2 et seq.) & repeals secs. 20, 40 & 60 of 1966 PA 331 (MCL 389.20 et seq.).

Reported by Committee on Government Operations.

— 25 —

## SB 644 Sen. Steil

Employment security; benefits; coverage for federally recognized Indian tribes; expand act to include.

Amends secs. 41 & 42 of 1936 (Ex Sess) PA 1 (MCL 421.41 & 421.42) & adds sec. 13*l*.

Reported by Committee on Human Resources and Labor.

Senate substitute (S-4).

Committee recommended I.E.

\_\_\_\_ 26 \_\_\_\_\_

## SB 1094 Sen. Schwarz

Transportation; carriers; front loading device or boom; prohibit movement on highway under certain conditions.

Amends sec. 720 of 1949 PA 300 (MCL 257.720).

Reported by Committee on Transportation and Tourism. Committee recommended I.E.

#### **GENERAL ORDERS**

#### **SB** 11 Sen. Peters

Environmental protection; incinerators; medical waste incinerators; establish standards and guidelines.

Amends sec. 5504 of 1994 PA 451 (MCL 324.5504).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-3).

Committee recommended I.E.

\_\_\_\_ 28 \_\_\_\_

## SB 1013 Sen. Van Regenmorter

Criminal procedure; sentencing; lifetime probation for delivery or sale of a controlled substance; revise penalties.

Amends sec. 2, ch. XI of 1927 PA 175 (MCL 771.2) & adds sec. 4b to ch. XI.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

**—** 29 **—** 

## **HB** 4994 Rep. Hardman

Health; occupations; procedure for issuance of health professional license for certain individuals with health professional license issued in other state or any province of Canada; provide for.

Amends sec. 16186 of 1978 PA 368 (MCL 333.16186).

I.E. House, December 6, 2001.

House substitute (H-2).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

— 30 —

#### SB 1125 Sen. Bullard

Insurance; insurers; commissioner's jurisdiction to determine excess surplus; clarify.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 401.

Reported by Committee on Financial Services.

Committee recommended I.E.

— 31 *—* 

## SB 1164 Sen. Bullard

Insurance; no-fault; nonresident personal protection insurance; limit coverage.

Amends sec. 3163 of 1956 PA 218 (MCL 500.3163) & adds sec. 3107c.

Reported by Committee on Financial Services.

Senate substitute (S-2).

Committee recommended I.E.

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## HB 5152 Rep. Sanborn

Financial institutions; savings banks; conversion of a chartered savings bank to a mutual holding company; provide for.

Amends 1996 PA 354 (MCL 487.3101 - 487.3804) by adding sec. 706a.

I.E. House, October 31, 2001.

House substitute (H-1).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

#### **GENERAL ORDERS**

## HB 5182 Rep. Kuipers

Occupations; electricians; installation, maintenance, or servicing of certain lawn irrigation equipment and landscape lighting; exempt from license requirements.

Amends sec. 7 of 1956 PA 217 (MCL 338.887).

I.E. House, December 11, 2001.

House substitute (H-2).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Committee recommended I.E.

\_\_\_\_ 34 \_\_\_\_\_

### HB 5472 Rep. Allen

Economic development; brownfield redevelopment authority; specific taxes; include neighborhood enterprise zone act.

Amends sec. 2 of 1996 PA 381 (MCL 125.2652).

I.E. House, January 22, 2002.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Committee recommended I.E.

#### **COMMITTEE REPORTS**

\_\_\_\_ 35 \_\_\_\_\_

### SR 195 Sen. Garcia

A resolution to memorialize the Congress of the United States to repeal permanently the federal death tax.

Reported by Committee on Finance.

For text of resolution, see Senate Journal No. 28, page

Refer to Resolutions pursuant to Rule 3.106.

## HB 5568 Rep. Cassis

Economic development; plant rehabilitation; provision to include electric generating plants; extend sunset.

Amends sec. 2 of 1974 PA 198 (MCL 207.552).

I.E. House, March 21, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

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## HB 5623 Rep. Tabor

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 4307 of 1994 PA 451 (MCL 324.4307).

I.E. House, March 12, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### **COMMITTEE REPORTS**

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## HB 5624 Rep. Julian

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 4504 of 1994 PA 451 (MCL 324.4504).

I.E. House, March 12, 2002.

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

## HB 5625 Rep. DeRossett

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 4709 of 1994 PA 451 (MCL 324.4709).

I.E. House, March 12, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### HB 5626 Rep. Ehardt

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 30705 of 1994 PA 451 (MCL 324.30705).

I.E. House, March 12, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### HB **5627** Rep. Mead

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 30716 of 1994 PA 451 (MCL 324.30716).

I.E. House, March 12, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### HB 5628 Rep. Hummel

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 30717 of 1994 PA 451 (MCL 324.30717).

I.E. House, March 21, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

HB 5629 Rep. Murphy

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 30922 of 1994 PA 451 (MCL 324.30922).

I.E. House, March 21, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### **COMMITTEE REPORTS**

#### — 44 ——

#### **HB** 5630 Rep. McConico

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 33707 of 1994 PA 451 (MCL 324.33707).

I.E. House, March 21, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

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## **HB** 5631 Rep. Waters

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 34141 of 1994 PA 451 (MCL 324.34141).

I.E. House, March 21, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

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## **HB 5632** Rep. Hale

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 34146 of 1994 PA 451 (MCL 324.34146).

I.E. House, March 21, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

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## HB 5633 Rep. Pestka

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 50162 of 1994 PA 451 (MCL 324.50162).

I.E. House, March 21, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

### **HB** 5634 Rep. Clark

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 74112 of 1994 PA 451 (MCL 324.74112).

I.E. House, March 21, 2002.

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

### **SCHEDULED MEETINGS**

## **Appropriations -**

#### **Subcommittees -**

**Agriculture -** Wednesdays, April 17, April 24, and May 1, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

**Capital Outlay, Joint -** Thursday, April 25, 8:45 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

**Career Development Strategic Fund Agency -** Wednesdays, April 17 and April 24, 1:00 p.m., Room 100, Farnum Building (373-2523)

Consumer and Industry Services and History, Arts, and Libraries, Joint - Tuesdays, April 23 and April 30, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-7350)

**Family Independence Agency -** Thursdays, April 18 and April 25, 1:00 p.m., Room 110, and Tuesday, April 23, 1:00 p.m., Room 210, Farnum Building (CANCELED) (373-1760)

**General Government -** Tuesdays, April 23 and April 30, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-3447)

**Judiciary -** Wednesdays, April 17 and April 24, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2413)

**State Police and Military Affairs -** Thursdays, April 18, April 25, and May 2, 8:30 a.m., Room 110, Farnum Building (373-2426)

**Transportation -** Friday, April 19, 12:00 noon, St. James Township Hall, 37735 Michigan Avenue, Beaver Island; Monday, April 22, 10:00 a.m., Saginaw Township Offices, Board Meeting Room, 4980 Shattuck Road, Saginaw; Friday, April 26, 9:30 a.m., City/County Building Auditorium, Coleman A. Young Municipal Center, 2 Woodward Avenue, Detroit; and Wednesday, May 1, 8:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2426)

## **Conference Committees -**

Home Solicitation Sales Do Not Call Register (HB 4042) - Wednesday, April 24, 9:00 a.m., Room H-424, Capitol Building (373-0829)

**Home Solicitation Sales Unfair Practices (HB 4632) -** Wednesday, April 24, 9:00 a.m., Room H-424, Capitol Building (373-0829)

**Economic Development, International Trade and Regulatory Affairs -** Tuesday, April 23, 1:00 p.m., Room 110, Farnum Building (373-7946)

**Judiciary -** Wednesday, April 17, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-6920)

**Local, Urban and State Affairs -** Wednesday, April 17, 3:00 p.m., Room 405, Capitol Building (373-1707)

## **BILLS IN CONFERENCE**

Bill No.	Brief Title	Conferees		Report Agreed To	
		Senate	House	Senate	House
SJR D	State; employees and officers; adoption of	McCotter	Patterson		
	SOCC recommendation for next legislative	Sikkema	Bisbee		
	session; require legislature approval.	Leland	Jacobs		
HB 4042	Consumer protection; home solicitation sales;	Emmons	Bradstreet		
	do not call register; create.	Steil	Faunce		
		Cherry	Rivet		
HB 4632	Consumer protection; home solicitation sales;	Emmons	Bradstreet		
	violation of home solicitation sales statute;	Steil	Faunce		
	prohibit as unfair practice.	Cherry	Rivet		